



ONE SHELL PLAZA
910 LOUISIANA
HOUSTON, TEXAS
77002-4995

TEL +1 713.229.1234
FAX +1 713.229.1522
BakerBotts.com

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January 28, 2019

021232.0124

VIA FOIA ONLINE

U.S. Environmental Protection Agency
National Freedom of Information Officer
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Kevin T. Jacobs
TEL: 713.229.1947
FAX: 713.229.7847
kevin.jacobs@bakerbotts.com

RE: Freedom of Information Request for Records Relating to Port Arthur Steam Energy, L.P.

I am writing to request U.S. Environmental Protection Agency (EPA) records on behalf of Baker Botts LLP pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552. Please note that Baker Botts agrees to pay fees in excess of \$25 and to provide data storage devices to facilitate production of responsive materials. Thank you for promptly processing this request.

Request

Baker Botts is requesting the following records¹ for the time period of August 1, 2016 through the present:

1. Communications between Port Arthur Steam Energy, L.P. ("PASE") and the EPA, including but not limited to Raymond "Ray" Devoe or Ted Boriack, and you or your office relating to Oxbow Calcining LLC ("Oxbow") or any National Ambient Air Quality Standard for Sulfur Dioxide;
2. Communications between the following representatives of PASE and the EPA related to PASE, Oxbow, or any National Ambient Air Quality Standard for Sulfur Dioxide:
 - a. Dunn & Neal, L.L.P., including but not limited to S. Loyd Neal or James Dunn;

¹ Baker Botts defines "records" broadly to include all documents, email correspondence, notes, letters, computer files, and other information bearing on Baker Botts' request. The term "correspondence" includes all information maintained electronically (including computer databases and e-mail), on paper and/or otherwise maintained by EPA.

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- b. Harrison, Davis, Steakley, Morrison, Jones, P.C., including but not limited to Zona Jones;
 - c. Sutton & Jacobs LLP, including but not limited to Brian Sutton;
 - d. Saitas and Seales, including but not limited to Jeffrey Saitas;
 - e. RTP Environmental, including but not limited to Colin Campbell or David Keen;
- 3. Copies of any sign-in sheets for meetings between PASE or its representatives named above and EPA staff related to Oxbow, or any National Ambient Air Quality Standard for Sulfur Dioxide;
 - 4. Communications between PASE or its representatives named above and EPA Region 6 relating to PASE, Oxbow, or any National Ambient Air Quality Standard for Sulfur Dioxide;
 - 5. Copies of notes, records or documents relating to any communications or meetings identified in Requests 1-4 above; and
 - 6. Copies of any FOIA requests submitted by PASE or its representatives named above related to PASE, Oxbow, or any National Ambient Air Quality Standard; and
 - 7. Copies of all records produced by the EPA in response to any FOIA requests identified in Request 6.

Please produce these records as soon as they are available and on a rolling basis. EPA regulations provide that EPA will provide a response to an information request no later than 20 working days from the date the request is received by the appropriate office. If you have any questions or concerns about this request, please contact me immediately by phone or email.

If responsive information or documents include information exempt from production under FOIA and non-exempt information, please provide the portions of the document that are not specifically exempt from disclosure.

Baker Botts understands that it may incur certain charges as a result of this request, and Baker Botts hereby agrees to reimburse EPA for any such reasonable charges.

Thank you for your assistance with this request. If you have any questions or concerns regarding this request, please do not hesitate to contact me.

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Very truly yours,

A handwritten signature in black ink, appearing to read 'K. Jacobs', with a stylized flourish extending to the right.

Kevin T. Jacobs